

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION**

SUPERIOR ASPHALT, INC.)	
PLAINTIFF)	
)	
VS.)	CASE NO. 4:05-CV-00185-TSL-LRA
)	
TRAVELERS CASUALTY &)	
SURETY COMPANY OF)	
AMERICA; and W. S. NEWELL,)	
INCORPORATED)	
DEFENDANTS)	

AGREED ORDER OF DISMISSAL

CAME ON before this Court to be heard the joint *ore tenus* motion of the parties to dismiss this civil action with prejudice, and the Court, after having heard and considered same, finds that said motion is well-taken and shall be and hereby is GRANTED.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that this civil action shall be and hereby is dismissed with prejudice.

SO ORDERED, ADJUDGED AND DECREED this the 19th day of April, 2007.

/S/TOM S. LEE
The Honorable Tom S. Lee
United States District Judge

APPROVED AND AGREED:

s/ Ralph B. Germany, Jr.

Ralph B. Germany, Jr. (MSB#8640)

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